-272535US0PCT Docket No.

COS Rec'd PCT/PTO 14 OCT 2005

SERIAL NO:

IN THE UNITED STATES PATERALLY TRADEMARK OFFICE

IN RE APPLICATION OF:

Florence TOURNILHAC, et al.

10/538,924

GAU:

FILED:

June 13, 2005

EXAMINER:

FOR:

CARE AND/OR MAKE-UP COSMETIC COMPOSITION STRUCTURED WITH SILICONE POLYMERS

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

- The applicant(s) wish to make of record the references listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

- Attached is a list of applicant's pending application(s), published application(s) or issued patent(s) which may be related to the present application. In accordance with the waiver of 37 CFR 1.98 dated September 21, 2004, copies of the cited pending applications are not provided. Cited published and/or issued patents, if any, are listed on the attached PTO form 1449.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- ☐ Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Richard L. Treanor

Registration No. 36,379

Jeffrey B. McIntyre

Registration No. 36,867

Customer Number

Tel. (703) 413-3000 Fax. (703) 413-2220 (OSMMN 05/03)

LIST OF RELATED CASES

TRADE	Serial or	Filing or	Patent Appl.	Inventor/
Docket Number	Patent Number	Issue Date	Publication No.	<u>Applicant</u>
258693US0 CONT	10/935,352	9/8/04	US2005- 0089492 A1	LU, et al.
224330US0	10/166,648	6/12/02	US2003- 0235548 A1	LU
224304US0 ,	10/166,762	6/12/02	US2004- 0001799 A1	LU, et al.
237688US0	10/617,048	7/11/03	US2005- 0009989A1	LIEW, et al.
224303US0	10/166,760	6/12/02	US2003- 0235553 A1	LU, et al.
230147US0	6,916,464	7/12/05		HANSENNE, et al.
224317US0	10/166,755	06/12/02	US 2003- 0235552 A1	YU
264560US0	10/170,655	06/14/02	US2003- 0072730 A1	TOURNILHAC
264555US0	10/170,566	06/14/02	US2003- 0170188 A1	FERRARI, et al.
264553US0	10/170,549	06/14/02	US2003- 0068348 A1	FERRARI, et al.
232025US0	10/320,600	12/17/02	US2004- 0115154 A1	YU
232041US0	10/320,599	12/17/02	US2004- 0115153 A1	YU
#232374US0- PROV	60/438,782	01/09/03		TOURNILHAC
#232407US0- PROV	60/438,770	01/09/03		BLIN
237687US0	10/622,689	07/21/03	US2005- 0020769 A1	LU, et al.
#244816US0 PROV	60/528,698	12/12/03		LU, et al.
244818US0	10/733,467	12/12/03	US2004- 0170586 A1	FERRARI, et al.
#244819US0	60/528,696	12/12/03		LU, et al.

^{*} Present Application; listed for information # Abandoned Application NFO/amr/hah

PR	\cap	V

#244820US0- PROV	60/528,700	12/12/03		FERRARI, et al.
232024US0	10/320,601	12/17/02	US2004- 0120912 A1	YU
#224305US0	10/166,650	06/12/02	US2003- 0232030 A1	LU, et al.
260897US0 PROV	60/620,689	10/22/04		LU
263326US0	11/009,088	12/13/04	US2005- 0158260 A1	FERRARI, et al.
#6388-0437-0	09/395,613	09/14/99		FERRARI
272537US0PCT	10/538,920	06/13/05		BLIN, et al.
272535US0PCT*	10/538,924	06/13/05		TOURNILHAC, et al.
275576US0	11/193,444	08/01/05		CHEN, et al.
264558US0PCT	10/517,390	12/10/04		FERRARI, et al.
263814US0CIP	11/024,471	12/30/04		BLIN, et al.
272887US0	11/217,293	09/02/05		BUI, et al.

^{*} Present Application; listed for information # Abandoned Application NFO/amr/hah

Form PTO 1449 U.S. DEPARTMENT OF COMMERCE (Modified) PATENT AND TRADEMARK OFFICE		ATTY DOCKET NO.		SERIAL NO.				
		272535US0		10/538,924				
LIST OF REFERENCES CITED BY APPLICANT		APPLICANT						
LIST OF REFERENCES CITED BY APPLICANT		Florence TOURNILHAC, et al.						
				FILING DATE		GROUP		
				June 13, 2005				
			·	U.S. PATENT DOCUMENTS		,		
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE	
	AA	2,823,195	02/11/58	Shorr, et al.				
	AB	3,723,566	03/27/73	Thompson, et al.				
	AC	4,322,400	03/30/82	E. Yuhas				
	AD	5,262,505	11/16/93	Nakashima, et al.				
	ΑE	5,407,986	04/18/95	Furukawa, et al.				
	AF	5,412,004	05/02/95	Tachibana, et al.				
	AG	5,473,041	12/05/95	M. Itoh				
	АН	5,567,428	10/22/96	K. Hughes				
	Al	5,725,882	03/10/98	Kuman, et al.				
	AJ	5,837,223	11/17/98	Barone, et al.				
	AK	5,874,069	02/23/99	Mendolia, et al.			***	
	AL	5,919,441	07/06/99	Mendolia, et al.				
	AM	5,981,680	11/09/99	Petroff, et al.			-	
	AN	5,985,297	11/16/99	Mellul, et al.				
			FO	REIGN PATENT DOCUMENTS				
	DOCUMENT DATE		COUNTRY			TRANSLATION		
	AO	GB 134 8783	03/20/74	London		YES	· · · · · · · · · · · · · · · · · · ·	
		EP 0 377 447 A2	07/11/90	EPO		X	···	
		EP 0 693 517 A1	01/24/96	EPO		×		
		WO 97/36572	10/09/97	WIPO		×		
	AS	WO 97/36573	10/09/97	WIPO		×		
-		FR 2 765 800	01/15/99	France (English Abstract Provided)			×	
		WO 99/47111	01/15/99	WIPO				
	AV	WO 99/06473	02/11/99	WIPO		×		
			<u> </u>	Including Author, Title, Date, Pertinent	Pages e			
	•						m _t .	
	AW	Dow Corning® 2-81	78 Gellant, F	Ref. No. 27-1055-01, August 2002, 3	оэ рр.			
	AX	Dow Corning® 2-81	78 Gellant, I	Product Information Personal Care, 6	pp.			
	AY	Shin-Etsu Silicones for Personal Care; Product Brochure, KSP-100·101·102·103·104·105 "Hybrid Silicone Powders for Personal Care"				5 "Hybrid Silicone		
	AZ	Shin-Etsu Silicones for Personal Care; Product Brochure, KSP- 200-300 "Hybrid Silicone Powders containing Fluoroalkyl or Phenyl group for Personal Care" Additional References sheet(s) attacking the product Brochure, KSP- 200-300 "Hybrid Silicone Powders containing Fluoroalkyl or Phenyl group for Personal Care"				erences sheet(s) attached		
Examiner			Date Cor	Date Considered				
				t citation is in conformance with MPEP 60 with next communication to applicant.	9; Draw lii	ne through	citation if not in	

Form PTO 1449			ATTY DOCKET NO.		SERIAL NO.		
(Modified)	PATENT AND TRADEMARK OFFICE			272535US0		10/538,924	
		APPLICANT					
LIST OF REFERENCES CITED BY APPLICANT		Florence TOURNILHAC, et al.					
		FILING DATE		GROUP			
				June 13, 2005			
				U.S. PATENT DOCUMENTS			
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	NAME CLASS		
	AA	6,045,782	04/04/00	Krog, et al.			
	AB	6,051,216	04/18/00	Barr, et al.			
	AC	6,060,072	05/09/00	Konik, et al.			
	AD	6,103,250	08/15/00	Brieva, et al.			
	AE	6,353,076 B1	03/05/02	Barr, et al.			
	AF	6,362,287	03/26/02	Chorvath, et al.		_	
	AG	6,362,288	03/26/02	Brewer, et al.			
	AH	6,423,324	07/23/02	Murphy, et al.			
	Al	6,426,062	07/30/02	Chopra, et al.			
	AJ	6,451,295 B1	09/17/02	Cai, et al.			
	AK	6,541,017	04/01/03	Lemann, et al.			
	AL	6,503,632 B1	01/07/03	Hayashi, et al.			
	AM	6,524,598	02/25/03	Sunkel, et al.			
	AN	6,569,955 B1	05/27/03	Brewer, et al.			
			FO	REIGN PATENT DOCUMENTS			
	DOCUMENT DATE		COUNTRY			TRANSLATION	
	•••	NUMBER EP 0 923 928	06/23/99	EDO (F. 1:1 A)		YES	
		EP 1 048 686	11/02/00	EPO (English Abstract Provided) EPO	· · · · · · · · · · · · · · · · · · ·	, v	X
		EP 1 048 080	01/17/01	EPO (English Abstract Provided)		X	
			 	WIPO			X .
		WO 01/09239 A1	02/08/01			X	
		WO 01/97758 A2 WO 02/17870 A2	12/27/01	WIPO		X	
		WO 02/17870 A2 WO 02/17871 A2	03/07/02 03/07/02	WIPO		X	
	AV	WO 02/17871 A2 WO 02/089760 A1	11/14/02	WIPO	- 	X	
		L				X	<u> </u>
			•	Including Author, Title, Date, Pertinent	Pages, e	tc.)	
	AW	English Language Der	went Abstract	of EP 0 923 928, June 23, 1999			
	AX	English Language Derwent Abstract of EP 1 068 856, January 17, 2001					
	AY	English Language Derwent Abstract of FR 2 765 800, January 15, 1999					
	AZ				Addi	tional Refe	rences sheet(s) attached
Examiner					rate Considered		
				t citation is in conformance with MPEP 60 with next communication to applicant.	9; Draw lii	ne through	citation if not in
			.,,				

Form PTO 1449 U.S. DEPARTMENT OF COMMERCE	ATTY DOCKET NO.		SERIAL NO.			
(Modified) PATENT AND TRADEMARK OFFICE	272535US0			10/538,924		
	APPLICANT					
LIST OF REFERENCES CITED BY APPLICANT	Florence TOURNILHAC, et al.	Florence TOURNILHAC, et al.				
	FILING DATE		GROUP			
	June 13, 2005					
	U.S. PATENT DOCUMENTS					
EXAMINER DOCUMENT DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE		
AA 2002/0048557 A1 04/25/02	Cai, et al.					
AB 2003/0068348 04/10/03	Ferrari, et al.					
AC 2003/0072730 04/17/03	Tournilhac					
AD 2003/0082129 A1 05/01/03	Buckingham, et al.					
AE 2003/0170188 09/11/03	Ferrari, et al.					
AF 2003/0232030 A1 12/18/03	Lu, et al.					
AG 2003/0235548 A1 12/25/03	Lu, et al.					
AH 2003/0235552 12/25/03	Yu, W.					
AI 2003/0235553 A1 12/25/03	Hansenne, et al.					
AJ 2004/0001799 A1 01/01/04	Lu, et al.					
AK 2004/0115153 A1 06/17/04	W. Yu					
AL 2004/0115154 A1 06/17/04	W. Yu					
AM 2004/0120912 A1 06/24/04	W. Yu					
AN 2004/0126336 A1 07/01/04	Hansenne, et al.					
F	DREIGN PATENT DOCUMENTS					
DOCUMENT				TRANSLATION		
NUMBER DATE	COUNTRY	COUNTRY		NO NO		
AO WO 03/013447 A2 02/20/03	WIPO		Х			
AP WO 03/105788 A2 06/02/03	WIPO		Х			
AQ EP 1 266 647 12/18/02	EPO (English Abstract Provided)			X		
AR EP 0 594 285 A2 04/27/94	ЕРО		X			
AS WO 04/054523 07/01/04	WIPO		Х			
AT WO 04/054524 07/01/04	WIPO		X			
AU .						
AV						
OTHER REFERENCES	(Including Author, Title, Date, Pertinent	Pages, et	tc.)			
AW						
AX						
AY						
AZ		Addi	tional Refe	rences sheet(s) attached		
Examiner		Date Con	sidered			
*Examiner: Initial if reference is considered, whether or no conformance and not considered. Include copy of this for	ot citation is in conformance with MPEP 60 m with next communication to applicant.	9; Draw lir	ne through	citation if not in		

Form PTO 1449 U.S. DEPA (Modified) PATENT A			ATTY DOCKET NO.		SERIAL NO.		
(Modified) PATENTA	272535US0			10/538,924			
		APPLICANT					
LIST OF REFERENCES CITED	BY APPLICANT	Florence TOURNILHAC, et al.					
		FILING DATE		GROUP			
		June 13, 2005		:			
		U.S. PATENT DOCUMENTS	Ţ.	T.			
EXAMINER DOCUME NUMBER		NAME	CLASS	SUB CLASS		OPRIATE	
AA 2004/0170586		Ferrari, et al.					
AB 2004/0180032	A1 09/16/04	Manelski, et al.	<u> </u>				
AC 2005/0020769	A1 01/27/05	Lu, et al.	<u> </u>				
AD 2005/0009989	A1 01/13/05	Liew, et al.			_		
AE 2005/0089492		Lu, et al.					
AF 6,916,464 B2	07/12/05	Hansenne, et al.					
AG 2005/0158260	A1 07/21/05	Ferrari, et al.					
AH 5,969,172	10/19/99	Susan A. Nye					
AI 2002/0051758	05/02/02	Cai, et al.					
AJ 4,822,852	04/18/89	Wittmann, et al.					
AK							
AL							
AM							
AN							
	F	DREIGN PATENT DOCUMENTS					
DOCUME	NT DATE	COUNTRY			TRANSLATI		
NUMBER	DATE	COUNTRY		YES		NO	
AO							
AP							
AQ							
AR							
AS							
AT							
AU							
AV							
ОТІ	IER REFERENCES	(Including Author, Title, Date, Pertinen	t Pages, e	tc.)	•		
AW							
AX							
AY				-			
AZ			Addi	tional Refe	rences shee	t(s) attached	
Examiner			Date Cor	nsidered			
*Examiner: Initial if reference is cons conformance and not considered. In	idered, whether or no clude copy of this for	ot citation is in conformance with MPEP 6 n with next communication to applicant.	09; Draw lii	ne through	citation if no	t in	